

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
NAIM SAYODI, RAY SANCHEZ, and ABU OMAR, on
behalf of themselves and all others similarly situated,

Case No.: 18 Civ. 10989 (JMF)

NOTICE OF MOTION

Plaintiffs,

-against-

HIGHGATE HOTELS, L.P., and KNICKERBOCKER
HOTEL,

Defendants.


-----X

PLEASE TAKE NOTICE, that upon the Declaration of Chaya M. Gourarie dated December 16, 2018, the exhibits annexed thereto, and upon all of the pleadings and proceedings heretofore had herein, the Plaintiffs will move this Court before Hon. Jesse M. Furman, in the United States District Court, Southern District of New York at the United States Courthouse, 40 Foley Square, New York, New York 10007, at a time and date set by the Court, for an order:

1. Pursuant to 28 USC § 1447, remanding this action to the New York State Supreme Court;
2. Pursuant to FRCP 41(a)(2), for leave of Court voluntarily dismissing Plaintiffs' single federal cause of action, 29 U.S.C. § 203(m) and (t); and
3. Granting all such other and further relief that this Court deems just and proper.

Dated: New York, New York
December 16, 2018

JOSEPH & NORINSBERG, LLC

By: 
Chaya M. Gourarie, Esq.
225 Broadway, Suite 2700
New York, New York 10007
Tel: (212) 227-5700
Fax: (212) 406-6890
Attorneys for Plaintiffs and Putative Class

TO:

MELTZER, LIPPE, GOLDSTEIN &
BREITSTONE, LLP

Nicholas P. Melito, Esq.

190 Willis Avenue

Mineola, New York 11501

Tel: (516) 747-0300

Fax: (845)-624-3821

Attorneys for Defendants